



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: WWW.DPR.DELAWARE.GOV

PUBLIC MEETING MINUTES:	BOARD OF PODIATRY
MEETING DATE AND TIME:	Wednesday, March 20, 2013 at 5:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Cannon Building, Second Floor- Conference Room B
MINUTES APPROVED:	April 18, 2013

MEMBERS PRESENT

Dr. James Bray, Professional Member
Dr. Luis Garcia, Professional Member
Philip Mandel, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL

Bryan Smith, Deputy Attorney General
Meaghan Jerman, Administrative Specialist II

MEMBERS ABSENT

Dr. Harold Gruber, Professional Member
Amy Kratz, Public Member

ALSO PRESENT

Juli LaBadia, Wilcox & Fetzer

CALL TO ORDER

Dr. Bray called the meeting to order at 5:15 p.m.

INTRODUCTION OF NEW BOARD MEMBER

This item was tabled until the next Board meeting as the new Board member, Dr. Harold Gruber, was unable to attend.

REVIEW OF MINUTES

The Board reviewed the minutes of the November 15, 2012 Board meeting. Dr. Garcia made a motion, seconded by Mr. Mandel, to approve the meeting minutes with one correction. By unanimous vote, the motion carried.

RULES AND REGULATIONS PUBLIC HEARING

See attached hearing minutes below.

UNFINISHED BUSINESS

2011-2012 STRATEGIC PLAN

The Board reviewed the Strategic Plan and discussed revisions for the 2013 version of the plan. The Board discussed the addition of the Criminal Background Check to their application process which is currently being considered in the legislature as well as the implementation of the proposed revisions to

the Rules and Regulations regarding the date for the completion of CE. Ms. Jerman will update the Strategic Plan to reflect the changes.

COMPLAINT STATUS

Dr. Bray reported the status of the following complaints:

- Complaint 15-04-11 was closed by an Investigator
- Complaint 15-06-11 has been scheduled for a hearing with the Hearing Officer

NEW BUSINESS

DISCUSSION OF EXECUTIVE ORDER 36

Mr. Smith explained to the Board the purpose of Executive Order 36 and encouraged the Board to review their Rules and Regulations to ensure they are accomplishing the goals they have set forth. The Board agreed that this is a task that they have been working on over the past few years as set forth in their strategic plan.

ELECTION OF OFFICERS

The election of officers was tabled until the next meeting.

APPLICATIONS FOR BOARD REVIEW

There were no applications for Board review.

RATIFICATION OF LICENSURE LIST

There were no applications to be ratified.

CONTINUING EDUCATION APPLICATIONS

Arthrex

Dr. Garcia reviewed the application. Mr. Mandel made a motion, seconded by Dr. Garcia to approve Ankle Instability, Arthroscopy, and Sports Injuries Symposium for 16 hours. The motion carried unanimously.

University of Virginia School of Medicine

Dr. Garcia reviewed the application. Mr. Mandel made a motion, seconded by Dr. Garcia to approve Running Medicine 2013 – From the Lab to the Clinic for 7.5 hours. The motion carried unanimously.

Review of Audit Documentation

The Board reviewed the audit documentation and all were approved. Ms. Jerman will notify those selected that they have passed the 2010-2012 audit.

Discussion on Status of Preceptorship Program

Board members discussed the status of the Preceptorship Program as they had been under the impression that this had previously been removed from the statute and the rules and regulations. Mr. Smith explained that according to meeting minutes dating back to April 2009 there was discussion about removing this program from the rules and regulations and the motion carried, however the DAG at the time recommended first changing the statute before changing the rules and regulations and this change never occurred. Ms. Jerman will add to a future agenda to further discuss. Dr. Garcia stated that this loophole for licensure needs to be closed. Ms. Jerman informed the Board that the Division has received an inquiry about completing a Preceptorship. The Board discussed. Board members advised staff that individual may apply for preceptorship based on what is currently in the statute and the Board will review for consideration. Mr. Smith advised the Board to add to a future meeting agenda so the Board may discuss specifically what needs to be changed in the statute regarding the program so a bill may be drafted.

OTHER BUSINESS BEFORE THE BOARD (FOR DISCUSSION ONLY)

There was no other business before the Board.

CORRESPONDENCE

Ms. Jerman reviewed with the Board correspondence that was received from the Council on Podiatric Medicine inviting comments on their revisions to CPME documents. Dr. Bray stated that the Board does not have any comments to offer at this time.

PUBLIC COMMENT

There was no public comment.


NEXT SCHEDULED MEETING

The next scheduled board meeting is April 18, 2013 at 5:00 p.m. in Conference Room “B” of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware, 19904.

ADJOURNMENT

There being no further business, Mr. Mandel made a motion, seconded by Dr. Garcia, to adjourn the meeting. The motion was unanimously approved. The meeting adjourned at 5:55 p.m.

Respectfully submitted,



Meaghan Jerman
Administrative Specialist II

The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.

HEARING – Rules and Regulations

The Delaware Board of Podiatry held a hearing on March 20, 2013 at 5:00 p.m. in the Second Floor Conference Room B, Cannon Building, 861 Silver Lake Blvd., Dover, Delaware.

PRESENT: Dr. James Bray, Dr. Luis Garcia, Philip Mandel

PUBLIC PRESENT: None

PURPOSE: Rules and Regulations
The Delaware Board of Podiatry in accordance with 24 *Del. C.* §506 (a) (1) has proposed amendments to Rules 5.0 and 6.0. The proposed revisions to the rules are an attempt to clarify the timing of when the Podiatric Medical Licensing Exam for States (PM Lexis) exam needs to be satisfactorily completed for licensure in the State of Delaware. The proposed revisions also clarify that licensees must complete their continuing education credits for licensure renewal on or before June 30 of even numbered years.

PRESIDING: Dr. James Bray, Interim Board Chair

BOARD STAFF: Meaghan Jerman, Administrative Specialist II

BOARD COUNSEL: Bryan Smith, DAG

COURT REPORTER PRESENT: Juli LaBadia, Wilcox and Fetzer

TIME STARTED: 5:20 p.m.

The hearing began at 5:20 p.m. The court reporter took verbatim testimony. Mr. Smith read aloud the purpose of the hearing as stated above. Ms. Jerman confirmed that the proposed changes and notifications of the public hearing were published in two newspapers as well as the Delaware Register of Regulations. Mr. Smith introduced the affidavit of publication from The News Journal as Board's Exhibit 1, and the affidavit of publication from the Delaware State News as Board's Exhibit 2. Mr. Smith confirmed with Ms. Jerman that no written public comment was received. No public was present for comment. Mr. Mandel made a motion to accept the proposed regulations as submitted, seconded by Mr. Garcia. The motion carried unanimously. The hearing adjourned at 5:25 p.m.